IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

WP(C).No. 30847 of 2007(V)

PETITIONER:

JINESH K., S/O LATE K.KUNHIKKANNAN,
AGED 23 YEARS, KARAKKATTIL HOUSE,
MUKAVOOR, ERANHIKKAL P.O.,
KOZHIKODE-3.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE
PRINCIPAL SECRETARY TO GOVERNMENT,
DEPT. OF HOME AFFAIRS, GOVT. SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR GENERAL OF POLICE,
POLICE HEADQUARTERS, THIRUVANANTHAPURAM.

3. THE DISTRICT COLLECTOR,
KOZHIKODE.

4. THE COMMISSIONER OF POLICE,
KOZHIKODE CITY.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI ,J.

WP(C).NO.30847 of 2007

Dated this the 17th day of October, 2007

JUDGMENT

The petitioner's father Kunhikannan died in 1998 in harness. Kunhikannan left behind him the petitioner, sister, mother and the petitioner's grand parents. Petitioner applied for appointment under the dying in harness scheme. The claim was found to be acceptable, and the Director General of Police recommended the same as per Ext.P5 communication dated 5.11.2002 addressed to the Principal Secretary to Government. Petitioner's grievance is that notwithstanding the lapse of five years, he has not been given employment so far. His claim is pending before the respondents as per Ext.P9.

2. Inasmuch as that the petitioner has been found to be eligible and recommendation has been made by the Director General of Police, the Government should take a decision as regards the appointment of the petitioner under the dying in harness scheme. It is almost 10 years since the petitioner's father passed away.

3. In the circumstances, after having heard the learned counsel for the petitioner and the learned Government Pleader, I direct the

first respondent to take a decision on Ext.P9, keeping in mind the recommendation made by the Director General of Police, within a period of six weeks from the date of receipt of a copy of this judgment, after hearing the petitioner.

V. GIRI, JUDGE

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